

O I P E
JUL 23 2001

RCE/1613

PTO/SB/30 (08-00)

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**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

Application Number	09/077,718
Filing Date	June 8, 1998
First Named Inventor	Hakan Nyqvist
Group Art Unit	1613
Examiner Name	T. Solola
Attorney Docket Number	1103326-0503

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This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114

- a. Previously submitted
 - i. Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____.
(Any unentered amendment(s) referred to above will be entered).
 - ii. Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____.
 - iii. Other _____.
- b. Enclosed
 - i. Amendment/Reply and three enclosures (Figures).
 - ii. Affidavit(s)/Declaration(s)
 - iii. Information Disclosure Statement (IDS)
 - iv. Other Petition for Extension of Time

2. Miscellaneous

- a. Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. Other _____

3. Fees The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 23-1703
 - i. RCE fee required under 37 C.F.R. § 1.17(e)
 - ii. Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
 - iii. Other _____
- b. Check in the amount of \$ _____ enclosed
- c. Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Richard J. Sterner	Registration No. (Attorney/Agent)	35,372
Signature	<i>Richard J. Sterner</i>	Date	July 20, 2001

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on: July 20, 2001.

Name (Print/Type)	Richard J. Sterner	Date	July 20, 2001
Signature	<i>Richard J. Sterner</i>		

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W & C Ref.: 1103326-0503

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Assistant Commissioner for Patents
Washington, D.C. 20231

Richard J. Steiner Reg. No. 35,372

July 20, 2001

Richard J. Steiner Date

(Signature of person mailing paper or fee)

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RE: Title: TARTRATE SALTS OF (R)-3-N,N-DICYCLOBUTYLAMINO-8-FLUORO-3,4-DIHYDRO-2H-1-BENZOPYRAN-5-CARBOXAMIDE
Inventor(s): Nyqvist, et al.

The following are enclosed:

1. PTO/SB/30 - RCE Transmittal and authorization to charge deposit account.
2. Petition for Extension of Time.
3. Information Disclosure Statement, Form PTO-1449 and copy of one reference.
4. Amendment and Response.
5. Drawings: 3 pages.
6. Postcard:

Date: July 20, 2001

Respectfully submitted,

Richard J. Steiner
Reg. No. 35,372
Agent's Direct Number:
Customer Number 007470

(212) 819-8200

Enclosures